

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

FILED  
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U.S. DISTRICT COURT  
DISTRICT OF MASS

USGEN NEW ENGLAND, INC., a  
Subsidiary of NATIONAL ENERGY &  
GAS & GAS TRANSMISSION, INC.,  
f/k/a PG&E NATIONAL ENERGY  
GROUP, INC.,

Plaintiff,

v.

Civil Action No. 04-12629-RWZ

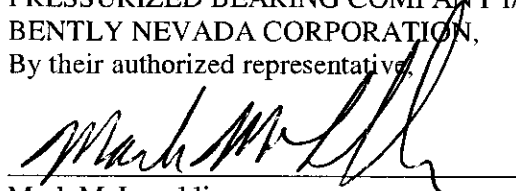
BENTLY NEVADA, LLC, f/k/a BENTLY  
NEVADA CORPORATION, LLC and  
BENTLY PRESSURIZED BEARING  
COMPANY, f/k/a BENTLY NEVADA  
CORPORATION,

Defendants

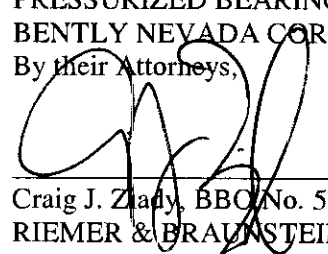
**DEFENDANTS' LOCAL RULE 16.1(D)(3) CERTIFICATION**

The Defendants, Bently Nevada, LLC, f/k/a Bently Nevada Corporation, LLC, and Bently Pressurized Bearing Company, f/k/a Bently Nevada Corporation, and their counsel, hereby certify that they have conferred (a) with a view to establishing a budget for the cost of conducting a full course and various alternative courses of the litigation; and (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

BENTLY NEVADA, LLC f/k/a BENTLY  
NEVADA CORPORATION, LLC; and BENTLY  
PRESSURIZED BEARING COMPANY f/k/a  
BENTLY NEVADA CORPORATION,  
By their authorized representative,

  
Mark McLoughlin  
Chubb Group of Insurance Companies  
One Financial Center, 7th Floor  
Boston, Massachusetts 02111-2697

BENTLY NEVADA, LLC, f/k/a BENTLY  
NEVADA CORPORATION, LLC and BENTLY  
PRESSURIZED BEARING COMPANY, f/k/a  
BENTLY NEVADA CORPORATION,  
By their Attorneys,

  
Craig J. Zady, BBO No. 565216  
RIEMER & BRAUNSTEIN LLP  
Three Center Plaza  
Boston, MA 02108  
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USGEN NEW ENGLAND, INC., a  
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PG&E NATIONAL ENERGY GROUP,  
INC.,

Plaintiff,

v.

BENTLY NEVADA, LLC, f/k/a BENTLY  
NEVADA CORPORATION, LLC and  
BENTLY PRESSURIZED BEARING  
COMPANY, f/k/a BENTLY NEVADA  
CORPORATION,

Defendants

**CERTIFICATE OF SERVICE**

I, Craig J. Ziady, hereby certify that on this date, March <sup>18</sup>8, 2005, I served the foregoing Local 16.1(D)(3) Certification, by causing copies of same to be delivered by first-class mail, postage prepaid, unless otherwise indicated, to:

Kathleen A. Kelley, Esquire  
Hare & Chaffin  
160 Federal Street  
Boston, MA 02110

William T. Sebesta, Esq.  
Donato, Minx and Brown, P.C.  
Southwest Freeway  
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Houston, TX 77027-1112



Craig J. Ziady